

Submitted: October 7, 2017

Approved: October 7, 2017

MINUTES OF THE ROCKVILLE BOARD OF APPEALS
MEETING NO. 01-2017
Saturday, June 3, 2017

The City of Rockville Board of Appeals convened in open session in the
Mayor and Council Chambers at 9:00 a.m. on Saturday, June 3, 2016

PRESENT

W. Thomas Curtis, Chair

Peter Mork

Alan Frankle

Kuan Lee, Alternate

Staff Present: Jodi Schulz, Sr. Assistant City Attorney
Jim Wasilak, AICP, Chief of Zoning
Bobby Ray, AICP, Planning Supervisor
Nicole Walters, Senior Planner

I. CONVENE IN OPEN SESSION

Chair Curtis convened the meeting at 9:00 a.m. Chair Curtis acknowledged that his wife was a previous patient at the Villages at Rockville, but felt that this did not create a conflict for him and there was no need for his recusal. Dr. Mork and Mr. Frankle agreed that there was no need for recusal. Chair Curtis then read the procedures for the meeting.

II. PUBLIC HEARING

Waiver Application WAV2017-00013, The Villages at Rockville – A waiver from the Fire and Emergency Protection provision of the Adequate Public Facilities Standards (APFS), pursuant to Section II.C.iii of the APFS, to address the conditional approval of Special Exception SPX2016-00390 granted on December 3, 2016 for the Villages at Rockville at 9701 Veirs Drive. Planner: Nicole Walters 240-314-8215.

Ms. Walters presented the staff report and the recommendation to conditionally approve the waiver from the Fire and Emergency Protection provision of the APFS for the Villages at Rockville.

Dr. Mork asked staff to explain the changes to the Fire and Emergency service test of the City's APFS and specifically what changes had been made to the County's Fire and Emergency service master plan that affected the City's APFS. Mr. Wasilak responded.

Stuart Barr, representing the applicant, presented the waiver request for the applicant.

Chair Curtis asked the Senior Assistant City Attorney if the waiver request would remove the conditional approval from the previous Special Exception SPX2016-00390. Ms. Schulz responded that it would remove the conditional approval.

Chair Curtis asked staff if there was also a variance request approved in conjunction with the Special Exception. Ms. Walters responded affirmatively.

There were no other speakers and the public hearing was closed at 9:14 a.m.

Following closure of the public hearing the Board went into deliberation.

After the Board deliberation, Dr. Mork made the following motion:

Approve Waiver Application WAV2017-00013 granting a waiver from the Fire and Emergency Protection provision of the Adequate Public Facilities Standards (APFS), pursuant to Section II.C.iii of the APFS, to address the conditional approval of Special Exception SPX2016-00390 granted on December 3, 2016 for the Villages at Rockville at 9701 Veirs Drive for the reasons stated in the staff report.

The motion was seconded by Mr. Frankle and unanimously approved 3-0.

II. COMMISSION ITEMS

A. OLD BUSINESS

There was no old business to discuss.

B. NEW BUSINESS:

There was no new business to discuss.

C. MINUTES

Dr. Mork moved, seconded by Mr. Frankle to approve the December 13, 2016 executive session minutes. The motion passed 3-0.

Dr. Mork moved, seconded by Mr. Frankle, to approve the December 13, 2016 regular session minutes. The motion passed 3-0.

D. ADJOURNMENT

There being no further business to come before the Board, the meeting adjourned at 9:18 a.m.